The Facebook, Inc. v. Connectu, LLC et al
Doc. 245 Att. 7

EXHIBIT G

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UNITED STATES DISTRICT COURT

NORTHERN DISTRICT OF CALIFORNIA

SAN JOSE DIVISION

FACEBOOK, INC. and MARK ZUCKERBERG,

Plaintiffs,

v.

CONNECTU LLC, (now known as CONNECTU, INC.), CAMERON WINKLEVOSS, TYLER WINKLEVOSS, DIVYA NARENDRA, PACIFIC NORTHWEST SOFTWARE, INC., WINSTON WILLIAMS, WAYNE CHANG, DAVID GUCWA and DOES 1-25,

Defendants.

CASE NO. C 07-01389 RS

DEFENDANT WINSTON WILLIAMS'S RESPONSES TO PLAINTIFF FACEBOOK INC.'S FIRST SET OF REQUESTS FOR PRODUCTION OF DOCUMENTS (Nos. 1-99)

PROPOUNDING PARTY: **Plaintiff FACEBOOK, INC.**

RESPONDING PARTY: **Defendant WINSTON WILLIAMS**

SET NO.: **ONE (1) - NOS. 1-99**

TO PLAINTIFF AND ITS ATTORNEYS OF RECORD:

The above-named party hereby serves its responses, pursuant to Federal Rules of Civil Procedure 34, to the requests for production of documents as follows:

GENERAL OBJECTIONS

1. Responding party objects to each Request as well as all definitions and instructions to the extent they seek to impose obligations that are broader than or inconsistent with the California Rules of Civil Procedure and applicable Local Rules or court orders.

2. Responding party objects to each Request, as well as all definitions and instructions to the extent they seek the disclosure of information protected by the attorney-client privilege, attorney work-product doctrine, or any other applicable privilege or protection, as provided by any applicable law. Responding party does not intend to produce such privileged or protected documents or information, and the inadvertent disclosure of such is not to be deemed a waiver of any privilege. Responding party expressly reserves the right to object to the introduction at trial or any other use of such information that may be inadvertently disclosed. In addition, Responding party objects to the Requests and all other definitions and instructions to the extent they seek and/or require Responding party to produce a privilege log for documents or information falling within the attorney-client privilege or work-product doctrine, if such documents or information were created after the date that this lawsuit was filed.

3. Responding party objects to each Request and all definitions and instructions to the extent they are vague, overly broad, unduly burdensome, exceed the boundaries of discoverable information, or fail to describe the document sought with the required reasonable particularity.

4. Responding party objects to each Request and all definitions and instructions to the extent the burden or expense of the proposed discovery outweighs its likely benefit, given the needs of the case, the amount in controversy, the parties' resources, the importance of the issues at stake in the litigation, and the importance of the proposed discovery in resolving the issues.

5. Responding party objects to each Request and all definitions and instructions to the extent they seek information that is confidential financial, proprietary, trade secret or other confidential or competitively sensitive business information relating to Responding party or any

third party. Responding party reserves the right to object that certain information is so confidential and sensitive that it will not be produced even pursuant to a protective order.

6. Responding party objects to each Request and all definitions and instructions to the extent they seek information not in the custody or control of any other persons or non-parties that are not in the possession, custody or control of Responding party.

7. Responding party objects to the Request and all definitions and instructions to the extent they seek information that is beyond the scope of this litigation, is not relevant, or that falls outside the parameters of discoverable information under the California Code of Civil Procedure.

8. Responding party has not yet completed its investigation, collection of information, discovery, and analysis relating to this action. The following response is based on information known and available to the Responding party at this time. Responding party reserves the right to modify, change, or supplement its response and to produce additional evidence at trial.

9. Responding party's agreement to furnish information in response to Plaintiff's Requests shall not be deemed as an admission regarding the relevance of the requested information, nor is it intended to waive any right to object the admissibility of such at trial.

OBJECTIONS TO DEFINITIONS

1. Responding party objects to all definitions to the extent they impose burdens on responding different or greater than those provided in the Federal Rules of Civil Procedure.

2. Responding party objects to all definitions to the extent that they are burdensome, oppressive and unnecessary.

3. Responding party objects to the definition of "ConnectU" as overly oppressive, burdensome, and effectively creating a subpart, compound and/or complex request.

4. Responding party objects to the definition of "Facebook" as vague, uncertain, overbroad and unintelligible. When the word Facebook is used in a request, Responding party shall assume it means only the entity identified in the complaint.

5. Responding party objects to the definition "YOU" as vague, uncertain, overbroad and unintelligible. When the word "YOU" in a request, Responding party shall assume it means only the entity identified in the complaint.

6. Responding party objects to the definition "DOCUMENT"

7. Responding party objects to the definition "COMMUNICATION"

8. Responding party objects to the definition "COMPUTER CODE"

9. Responding party objects to the definition "LAWSUITS"

OBJECTIONS TO INSTRUCTIONS

1. Responding party objects to Instruction Nos. A., B., and C. as beyond the scope of the Federal Rules of Civil Procedure.

2. Responding party objects to Instruction No. ___, as oppressive and will only produce documents, to the extent they are relevant and otherwise not privileged that are in Responding party's personal possession.

3. Responding party objects to Instruction No. _____ as oppressive and burdensome and will not provide a log as requested.

RESPONSES AND SPECIFIC OBJECTIONS

REQUEST NO. 1:

All DOCUMENTS or COMMUNICATIONS concerning or RELATED TO FACEBOOK.

RESPONSE TO REQUEST NO. 1:

Responding party incorporates the general objections and the objections to definitions into this response. In addition, Responding party objects to the Request as vague and overbroad. The phrase "related to Facebook," is uncertain and is so obtuse that it could mean any paper or file that has the word "facebook" on it. As such, to perform a search so broad would require an undue amount of time and expense.

REQUEST NO. 2:

All DOCUMENTS or COMMUNICATIONS concerning or RELATED TO CONNECTU.

RESPONSE TO REQUEST NO. 2:

Responding party incorporates the general objections and the objections to definitions into this response. In addition, Responding party objects to the Request as vague and overbroad. The phrase "related to ConnectU," is uncertain and is so obtuse that it could mean any paper or file that has the word "ConnectU" on it. As such, to perform a search so broad would require an undue amount of time and expense.

REQUEST NO. 3:

All DOCUMENTS or COMMUNICATIONS concerning or RELATED TO Pacific Northwest Software, pickatime.com, John Taves, Joel Voss, Mike Hayner, Alex Novikov, Alex Shkurop, "PICKATIME\mrprimate," "PICKATIME\mhayner," "PICKATIME\jvoss," "PICKATIME\jt," and/or "PICKATIME\ashkuropat."

RESPONSE TO REQUEST NO. 3:

Responding party incorporates the general objections and the objections to definitions into this response. The phrase "RELATED TO Pacific Northwest Software, pickatime.com, John Taves, Joel Voss, Mike Hayner, Alex Novikov, Alex Shkurop, "PICKATIME\mrprimate," "PICKATIME\mhayner," "PICKATIME\jvoss," "PICKATIME\jt," and/or "PICKATIME\ashkuropat" is overbroad in that it calls for documents and communications that are irrelevant to the allegations in the Second Amended Complaint and not calculated to lead to the discovery of admissible evidence. As such, to perform a search so broad would require an undue amount of time and expense. This request calls for confidential information.

REQUEST NO. 4:

All versions of COMPUTER CODE YOU wrote, programmed or helped develop for use by CONNECTU, Cameron Winklevoss, Tyler Winklevoss, or Divya Narendra between February 4, 2003 and the present.

RESPONSE TO REQUEST NO. 4:

Responding party incorporates the general objections and the objections to definitions into this response. In addition, Responding party objects to this Request as overbroad and vague, and calling for proprietary information. This Request, as phrased calls for the production of all code, regardless of whether it is relevant to the allegations against Responding party in the Second Amended Complaint. Moreover, Responding party objects to this Request as duplicative to the extent that Requesting party already has relevant code in its possessions. This Request is overly burdensome, and literal compliance with it would be prohibitively expensive.

REQUEST NO. 5:

All DOCUMENTS or COMMUNICATIONS concerning or RELATED TO Wayne Chang.

RESPONSE TO REQUEST NO. 5:

Responding party incorporates the general objections and the objections to definitions into this response. In addition, Responding party objects to the Request as vague and overbroad. The phrase "related to Wayne Chang," is uncertain and is so obtuse that it could mean any paper or file that has the words "Wayne Chang" on it. As such, to perform a search so broad would require an undue amount of time and expense.

REQUEST NO. 6:

All DOCUMENTS or COMMUNICATIONS concerning or RELATED TO David Gucwa.

RESPONSE TO REQUEST NO. 6:

Responding party incorporates the general objections and the objections to definitions into this response. In addition, Responding party objects to the Request as vague and overbroad. The phrase "related to David Gucwa," is uncertain and is so obtuse that it could mean any paper or file that has the words "David Gucwa" on it. As such, to perform a search so broad would require an undue amount of time and expense.

REQUEST NO. 7:

All DOCUMENTS or COMMUNICATIONS concerning or RELATED TO Cameron Winklevoss.

RESPONSE TO REQUEST NO. 7:

Responding party incorporates the general objections and the objections to definitions into this response. In addition, Responding party objects to the Request as vague and overbroad. The phrase "related to Cameron Winklevoss," is uncertain and is so obtuse that it could mean any paper or file that has the words "Cameron Winklevoss" on it. As such, to perform a search so broad would require an undue amount of time and expense.

REQUEST NO. 8:

All DOCUMENTS or COMMUNICATIONS concerning or RELATED TO Tyler Winklevoss.

RESPONSE TO REQUEST NO. 8:

Responding party incorporates the general objections and the objections to definitions into this response. In addition, Responding party objects to the Request as vague and overbroad. The phrase "related to Tyler Winklevoss," is uncertain and is so obtuse that it could mean any paper or file that has the words "Tyler Winklevoss" on it. As such, to perform a search so broad would require an undue amount of time and expense.

REQUEST NO. 9:

All DOCUMENTS or COMMUNICATIONS concerning or RELATED TO Divya Narendra.

RESPONSE TO REQUEST NO. 9:

Responding party incorporates the general objections and the objections to definitions into this response. In addition, Responding party objects to the Request as vague and overbroad. The phrase "related to Divya Narendra," is uncertain and is so obtuse that it could mean any paper or file that has the words "Divya Narendra" on it. As such, to perform a search so broad would require an undue amount of time and expense. Responding party will perform a reasonable search given the allegations in the Second Amended Complaint and, to the extent responsive non-privileged documents exist that concern the specific allegations made against Responding party, said documents and files will be produced subject to these objections.

REQUEST NO. 10:

All DOCUMENTS or COMMUNICATIONS concerning or RELATED TO the software program called "Social Butterfly."

RESPONSE TO REQUEST NO. 10:

Responding party incorporates the general objections and the objections to definitions into this response. In addition, Responding party objects to the Request as vague and overbroad. The phrase "related to Social Butterfly," is uncertain and is so obtuse that it could mean any paper or file that has the words "Social Butterfly" on it. As such, to perform a search so broad would require an undue amount of time and expense. Moreover the phrase "software program related to Social Butterfly" is vague and uncertain as different people have referred to "Social Butterfly" as different things.

REQUEST NO. 11:

All DOCUMENTS or COMMUNICATIONS concerning or RELATED TO the software program called "Importer."

RESPONSE TO REQUEST NO. 11:

Responding party incorporates the general objections and the objections to definitions into this response. In addition, Responding party objects to the Request as vague and overbroad. The phrase "related to Importer," is uncertain and is so obtuse that it could mean any paper or file that has the word "Importer" on it. As such, to perform a search so broad would require an undue amount of time and expense.

REQUEST NO. 12:

All DOCUMENTS concerning or RELATED TO iMarc LLC, Marc Pierrat, Nils Menton, Dave Tufts, Fred LeBlanc, and/or Nick Grant.

RESPONSE TO REQUEST NO. 12:

Responding party incorporates the general objections and the objections to definitions into this response. In addition, Responding party objects to the Request as vague and overbroad. The phrase "related to iMarc LLC, Marc Pierrat, Nils Menton, Dave Tufts, Fred LeBlanc and/or Nick Grant," is uncertain and is so obtuse that it could mean any paper or file that has the words "iMarc LLC, Marc Pierrat, Nils Menton, Dave Tufts, Fred LeBlanc and/or Nick Grant" on it. As such, to perform a search so broad would require an undue amount of time and expense.

REQUEST NO. 13:

All DOCUMENTS concerning or RELATED TO Mark Zuckerberg.

RESPONSE TO REQUEST NO. 13:

REQUEST NO. 34:

All COMMUNICATIONS between YOU and CONNECTU, Pacific Northwest Software, Howard Winklevoss, Winklevoss Consultants, Winklevoss, Inc., Cameron Winklevoss, Tyler Winklevoss, Divya Narendra, Wayne Chang, Mike Hayner, John Taves, Joel Voss and/or David Gucwa regarding FACEBOOK, its server(s), or FACEBOOK'S website(s).

RESPONSE TO REQUEST NO. 34:

Responding party incorporates the general objections and the objections to definitions into this response. The phrase "regarding FACEBOOK, its server(s), or FACEBOOK'S website(s)" is uncertain and is so obtuse that it could mean any paper or file that has the word "facebook" on it. As such, to perform a search so broad would require an undue amount of time and expense. In addition, Responding party objects to this Request as overbroad in that it is not limited to the allegations contained in the Second Amended Complaint. The search for and production of such documents and files would be overly burdensome and prohibitively expensive.

REQUEST NO. 35:

All COMMUNICATIONS between YOU and CONNECTU, Pacific Northwest Software, Howard Winklevoss, Winklevoss Consultants, Winklevoss, Inc., Cameron Winklevoss, Tyler Winklevoss, Divya Narendra, Wayne Chang, Joel Voss, Mike Hayner, John Taves, and/or David Gucwa regarding CONNECTU or its website(s).

RESPONSE TO REQUEST NO. 35:

Responding party incorporates the general objections and the objections to definitions into this response. The phrase "regarding ConnectU or its website is uncertain and is so obtuse that it could mean any paper or file that has the word "ConnectU" on it. As such, to perform a search so broad would require an undue amount of time and expense. In addition, Responding party objects to this Request as overbroad in that it is not limited to the allegations contained in the Second Amended Complaint. The search for and production of such documents and files would be overly burdensome and prohibitively expensive.

REQUEST NO. 36:

All COMMUNICATIONS between YOU and CONNECTU, Pacific Northwest Software, Howard Winklevoss, Winklevoss Consultants, Winklevoss, Inc., Cameron Winklevoss, Tyler Winklevoss, Divya Narendra, Wayne Chang, Joel Voss, Mike Hayner, John Taves, and/or David Gucwa regarding Mark Zuckerberg or the work he performed for HARVARDCONNECTION, CONNECTU, Cameron Winklevoss, Tyler Winklevoss, and/or Divya Narendra.

RESPONSE TO REQUEST NO. 36:

Responding party incorporates the general objections and the objections to definitions into this response. The phrase "regarding Mark Zuckerberg" is uncertain and is so obtuse that it could mean any paper or file that has the words "Mark Zuckerberg" on it. In addition, Responding party objects to this Request as overbroad in that it is not limited to the allegations contained in the Second Amended Complaint. The search for and production of such documents and files would be overly burdensome and prohibitively expensive.

REQUEST NO. 37:

All COMMUNICATIONS between YOU and CONNECTU, Howard Winklevoss, Winklevoss Consultants, Winklevoss, Inc., Cameron Winklevoss, Tyler Winklevoss, Divya Narendra, Wayne Chang, David Gucwa, and/or Joel Voss regarding HARVARDCONNECTION or the harvardconnection.com website.

RESPONSE TO REQUEST NO. 37:

Responding party incorporates the general objections and the objections to definitions into this response. The phrase "regarding HarvardConnection" is uncertain and is so obtuse that it could mean any paper or file that has the words "HarvardConnection" on it. In addition, Responding party objects to this Request as overbroad in that it is not limited to the allegations contained in the Second Amended Complaint. The search for and production of such documents and files would be overly burdensome and prohibitively expensive.

REQUEST NO. 38:

All COMMUNICATIONS between YOU and Pacific Northwest Software, or any of the employees and consultants to Pacific Northwest Software, including Wayne Chang, John Taves, Joel

Voss, Mike Hayner, Alex Novikov, Alex Shkuropat, "PICKATIME/mrprimate," "PICKATIME/mhayner," "PICKATIME/jvoss," "PICKATIME/jt" and/or "PICKATIME/ashkuropat," or anyone with an email address styled as "___________@pnwsoft.com" or "_________@pickatime.com," regarding CONNECTU and/or it website(s).

RESPONSE TO REQUEST NO. 38:

Responding party incorporates the general objections and the objections to definitions into this response. The phrase "regarding ConnectU" is uncertain and is so obtuse that it could mean any paper or file that has the word "ConnectU" on it. In addition, Responding party objects to this Request as overbroad in that it is not limited to the allegations contained in the Second Amended Complaint. The search for and production of such documents and files would be overly burdensome and prohibitively expensive.

REQUEST NO. 39:

All COMMUNICATIONS between YOU and iMarc or any of its employees, including Marc Pierrat, Nils Menton, Dave Tufts, Fred LeBlanc, Nick Grant, or anyone with an email address styled as "_______@imarc.net."

RESPONSE TO REQUEST NO. 39:

Responding party incorporates the general objections and the objections to definitions into this response. In addition, Responding party objects to this Request as overbroad in that it is not limited to the allegations contained in the Second Amended Complaint. The Request further calls for proprietary information. The search for and production of such documents and files would be overly burdensome and prohibitively expensive.

REQUEST NO. 40:

All COMMUNICATIONS regarding any work YOU performed for CONNECTU, Pacific Northwest Software, pickatime.com, Howard Winklevoss, Winklevoss consultants, Winklevoss Inc., Cameron Winklevoss, Tyler Winklevoss, Divya Narendra, Wayne Chang, David Gucwa, i2hub, and/or Joel Voss, including any development work YOU performed on computer programs variously titled "Social Butterfly," "importer," "Facebook Importer," "grabFacebook, php," "grabFacebook2.php," "social network spider" or "crawler."

RESPONSE TO REQUEST NO. 40:

Responding party incorporates the general objections and the objections to definitions into this response. The phrase "regarding any work YOU performed for CONNECTU, pickatime.com, Howard Winklevoss, Winklevoss Consultants, Winklevoss Inc., Cameron Winklevoss, Tyler Winklevoss, Divya Narendra, Wayne Chang, David Gucwa, i2hub, and/or Joel Voss" is so obtuse that it could require the search for and production of any document or file that has such words on it. As such it calls for documents and information that are irrelevant and not likely to lead to the discovery of admissible evidence. In addition, Responding party objects to this Request as overbroad in that it is not limited to the allegations contained in the Second Amended Complaint. The search for and production of such documents and files would be overly burdensome and prohibitively expensive.

REQUEST NO. 41:

A copy of all versions of COMPUTER CODE (including, without limitation, source code, object code and scripts) YOU wrote for, or for which YOU were paid by, i2Hub, Pacific Northwest Software, pickatime.com, CONNECTU, Howard Winklevoss, Winklevoss Consultants, Winklevoss, Inc., Maria Antonelli, RowAmerica LLC, Cameron Winklevoss, Tyler Winklevoss, Divya Narendra, Wayne Chang, David Gucwa, i2hub, and/or Joel Voss that was designed to extract information from any website, including the facebook.com or facebook.com, friendster.com, myspace.com, and/or hi5.com.

RESPONSE TO REQUEST NO. 41:

Responding party incorporates the general objections and the objections to definitions into this response. In addition, Responding party objects to this Request as overbroad and vague, and calling for proprietary information. This Request, as phrased calls for the production of all code, regardless of whether it is relevant to the allegations against Responding party in the Second Amended Complaint. This Request, as phrased calls for the production of code having nothing to do with the allegations in the Second Amended Complaint, and therefore is overly broad. Responding party objects to this Request to the extent Responding party already has relevant code in its possession.

REQUEST NO. 42:

A copy, including an executable copy, of all versions of COMPUTER CODE RELATED TO the script, attached hereto, contained at PNS002119.

RESPONSE TO REQUEST NO. 42:

Responding party incorporates the general objections and the objections to definitions into this response. In addition, Responding party objects to this Request as overly burdensome to the extent that this Request calls for Executable code. Responding party further objects to the extent that this Request, as phrased calls production of code already in Requesting party's possession. As a result, the production of such code would be overly burdensome, and prohibitively expensive.

REQUEST NO. 43:

All documents related to any account YOU created to access any Facebook website, including thefacebook.com and facebook.com.

RESPONSE TO REQUEST NO. 43:

Responding party incorporates the general objections and the objections to definitions into this response. In addition, Responding party objects to this Request as overbroad, in that it is not limited to the allegations contained in the Second Amended Complaint. The search for and production of such documents and files would be overly burdensome and prohibitively expensive.

REQUEST NO. 44:

All COMMUNICATIONS RELATED TO the script, attached hereto, contained at PNS0002119, including all COMMUNICATIONS concerning the reasons for developing the script, and any results obtained from running such script.

RESPONSE TO REQUEST NO. 44:

Responding party incorporates the general objections and the objections to definitions into this response. Responding party objects to the phrase "any results obtained from running such script" as vague and unintelligible. The search for and production of such documents and files would be overly burdensome and prohibitively expensive.

REQUEST NO. 45:

All documents related to each of the affirmative defenses YOU assert in YOUR answer to the Second Amended Complaint.

RESPONSE TO REQUEST NO. 45:

Responding party incorporates the general objections and the objections to definitions into this response. This Request is overly broad.

REQUEST NO. 46:

All COMMUNICATIONS concerning or RELATED TO CONNECTU, FACEBOOK, or Mark Zuckerberg with any purported programmer or author of source code for programs hosted by CONNECTU, Harvard Connection and/or www.connectu.com, including (but not limited to) all COMMUNICATIONS with Pacific Northwest Software, Victor Gao, Sanjay Mavinkurve, Joseph Jackson, Wayne Chang, David Gucwa, iMarc LLC, Marc Pierrat, Nils Menton, Dave Tufts, Fred LeBlanc, Nick Grant, John Taves, Joel Voss, Mike Hayner, Alex Novikov, Alex Shkuropat, "PICKATIME\mrpimate," "PICKATIME\mhayner," "PICKATIME\jvoss," "PICKATIME\jt," and/or "PICKATIME\ashkuropat.".

RESPONSE TO REQUEST NO. 46:

Responding party incorporates the general objections and the objections to definitions into this response. In addition, Responding party objects to the Request as vague and overbroad. The phrase "all COMMUNICATIONS with Winston Williams, Victor Gao, Sanjay Mavinkurve, Joseph Jackson, Wayne Chang, David Gucwa, iMarc LLC, Marc Pierrat, Nils Menton, Dave Tufts, Fred LeBlanc, Nick Grant, John Taves, Joel Voss, Mike Hayner, Alex Novikov, Alex Shkuropat, "PICKATIME\mrpimate," "PICKATIME\mhayner," "PICKATIME\jvoss," "PICKATIME\jt," and/or "PICKATIME\ashkuropat."" is uncertain and is so obtuse that it could mean any paper or file that has any of the words in this phrase on it. Similarly, the phrase "RELATED TO CONNECTU, FACEBOOK, or Mark Zuckerberg with any purported programmer or author of source code for programs hosted by CONNECTU, Harvard Connection and/or www.connectu.com" is equally vague and obtuse. This Request as phrased also calls for the production of confidential information that is irrelevant and not calculated to lead to the discovery of admissible evidence. To perform a search so broad would require an undue amount of time and expense.

REQUEST NO. 47:

All COMMUNICATIONS concerning any work designed to integrate the program know as "i2hub" with CONNECTU.

RESPONSE TO REQUEST NO. 47:

Responding party incorporates the general objections and the objections to definitions into this response. In addition, Responding party objects to this Request as overbroad, in that it is not limited to the allegations contained in the Second Amended Complaint. The Request further calls for proprietary information. The search for and production of such documents and files would be overly burdensome and prohibitively expensive. This Request calls for the production of documents that are irrelevant and not calculated to lead to the discovery of admissible evidence.

REQUEST NO. 48:

All COMMUNICATIONS in Instant messaging format concerning CONNECTU, Cameron Winklevoss, Tyler Winklevoss, Divya Narendra, Howard Winklevoss, Winston Williams, David Gucwa, Winklevoss Consultants, RowAmerica LLC, and/or Maria Antonelli.

RESPONSE TO REQUEST NO. 48:

Responding party incorporates the general objections and the objections to definitions into this response. In addition, Responding party objects to the Request as vague and overbroad. The phrase "concerning CONNECTU, Cameron Winklevoss, Tyler Winklevoss, Divya Narendra, Howard Winklevoss, Winston Williams, David Gucwa, Winklevoss Consultants, RowAmerica LLC, and/or Maria Antonelli" is so broad and vague that this Request, as phrased calls for any documents with these words regardless of whether such documents concern the allegations of the Second Amended Complaint. This Request further calls for proprietary information wholly irrelevant and not calculated to lead to the discovery of admissible evidence. To perform a search so broad would require an undue amount of time and expense.

REQUEST NO. 49:

All COMMUNICATIONS using Instant Messaging format, including (but not limited to) all COMMUNICATIONS using the AOL Instant Messanger ("AIM") "user name "rrmrpim8," concerning CONNECTU, PACIFIC NORTHWEST SOFTWARE, Cameron Winklevoss, Tyler Winklevoss, Divya Narendra, Howard Winklevoss, Wayne Chang, David Gucwa, Winklevoss Consultants, RowAmerica LLC, i2hub, and/or Maria Antonelli.

RESPONSE TO REQUEST NO. 49:

Responding party incorporates the general objections and the objections to definitions into this response. In addition, Responding party objects to the Request as vague and overbroad. The phrase " using the AOL Instant Messanger ("AIM") "user name "jtpickatime," concerning CONNECTU, PACIFIC NORTHWEST SOFTWARE, Winston Williams, Cameron Winklevoss, Tyler Winklevoss, Divya Narendra, Howard Winklevoss, Wayne Chang, David Gucwa, Winklevoss Consultants, RowAmerica LLC, i2hub, and/or Maria Antonelli" is so broad and vague that this Request, as phrased calls for any documents with these words regardless of whether such documents concern the allegations of the Second Amended Complaint. This Request further calls for proprietary information wholly irrelevant and not calculated to lead to the discovery of admissible evidence. To perform a search so broad would require an undue amount of time and expense.

REQUEST NO. 50:

All COMMUNICATIONS in Instant Messaging format, including (but not limited to) all COMMUNICATIONS using the AOL Instant Messanger ("AIM") "user name "rrmrprim8," concerning FACEBOOK, Mark Zuckerberg, Christopher Hughes, Dustin Moskovitz, Eduardo Saverin, and/or Andrew McCollum.

RESPONSE TO REQUEST NO. 50:

Responding party incorporates the general objections and the objections to definitions into this response. In addition, Responding party objects to the Request as vague and overbroad. The phrase "all COMMUNICATIONS using the AOL Instant Messenger ("AIM") "user name "jpickatime," concerning FACEBOOK, Mark Zuckerberg, Christopher Hughes, Dustin Moskovitz, Eduardo Saverin, and/or Andrew McCollum" is so broad and vague that this Request, as phrased calls for any documents with these words regardless of whether such documents concern the allegations of the Second Amended Complaint. This Request further calls for proprietary information wholly irrelevant and not calculated to lead to the discovery of admissible evidence. To perform a search so broad would require an undue amount of time and expense.

REQUEST NO. 51:

All COMMUNICATIONS with i2hub or Ruth Ann Degutis concerning FACEBOOK and/or CONNECTU.

RESPONSE TO REQUEST NO. 51:

Responding party incorporates the general objections and the objections to definitions into this response. In addition, Responding party objects to the Request as vague and overbroad. The phrase "concerning Facebook and/or ConnectU" is so broad and vague that this Request, as phrased calls for any documents with these words regardless of whether such documents concern the allegations of the Second Amended Complaint. This Request further calls for proprietary information wholly irrelevant and not calculated to lead to the discovery of admissible evidence. To perform a search so broad would require an undue amount of time and expense.

REQUEST NO. 52:

All COMMUNICATIONS and DOCUMENTS the that refer to the source (i.e., the name of the person who provided the information to YOU) and identity (i.e., the name of the person who created the log-in name and password provided to YOU) for all log-ins and passwords YOU, CONNECTU, Pacific Northwest Software, www.pickatime.com, i2hub or anyone on YOUR behalf used to access the FACEBOOK website, including (but not limited to) the source and identity for all of the following logins and/or passwords: (a) zuzana@bu.edu & -password "123;" (b) sj391@columbia.edu & password "east;" (c) lbowman@wellesley.edu & password "Divya;" (d) redgutis@student.umass.edu & password "ruth1783;" (e) r16@duke.edu & Password "nacho;" (f) mjhall@fax.harvard.edu & password "hallmark;" (g) bolger@umich.edu & password "bolger;" (h) maria.rocha_oliviera@tufts.edu & password "maria;"(i) Christopher.librandi@yale.edu & password "christoph;" (j) jm245@cornell.edu & password "fishapple;"(k) yee@bu.edu and password "ab1036;" (l) barroseu@bc.edu & password "eutychius;" (m) Beelzebub@brown.edu & password "asdfgh;" (n) hogan@alum.mit.edu & password "csfb;" (o) procella@princeton.edu & Password "angelo;" (p) carlsson@stanford.edu & password "fake_pwd"; (q) Stinab8@ucla.edu & password "divya;" (r) sen4@georgetown.edu & Password "sexyrena;" (s)singer.d@neu.edu & password "1211;" (t) mj405@nyu.edu & password "rajubros;" (u) porcell@princeton.edu & password "frankmaria;" (v) cmg25@georgetown.edu & password "top59gun;" (w)sk1281@columbia.edu & Password "khalid1" and (x) jhn2102@columbia.edu & password "onitsuka."

RESPONSE TO REQUEST NO. 52:

Responding party incorporates the general objections and the objections to definitions into this response. The search for and production of such documents and files would be overly burdensome and prohibitively expensive.

REQUEST NO. 53:

All COMMUNICATIONS concerning the development of all computer databases (or specific database schemas, tables, modules, procedures, scripts or sub-routines) that YOU, Pacific Northwest Software, www.pickatime.com, CONNECTU, iMarc LLC or i2hub developed or in any way participated or assisted in the development thereof, in any computer language (such as "PHP," "html," "SQL" or "Perl"), which computer databases (or specific database schemas, tables, modules, procedure, scripts or sub-routines) were used to store communications with FACEBOOK users or to store information downloaded or received from thefacebook.com, facebook.com, or any other FACEBOOK server. Such computer databases, schemas, tables, modules, procedures, scripts or sub-routines include, but are not limited to, any computer programs associated with the names "profile importer," "profile grabber," "importer," "Facebook importer," "crawler," "grabFacebook.php," "grabFacebook2.php," "importer.i2hub.com," "import system" and/or "Social Butterfly."

RESPONSE TO REQUEST NO. 53:

Responding party incorporates the general objections and the objections to definitions into this response. The search for and production of such documents and files would be overly burdensome and prohibitively expensive.

REQUEST NO. 54:

All COMMUNICATIONS or DOCUMENTS reflecting any computer database(s) (or specific database schema(s), table(s), module(s), procedure(s), script(s) or sub-routine(s)) used to send email to FACEBOOK USERS on behalf of CONNECTU, Pacific Northwest Software, www.pickatime.com, iMarc LLC, and/or i2hub. Such computer databases, schemas, tables, modules, procedures, scripts or sub-routines include, but are not limited to, any computer programs associated with the names "profile importer," "profile grabber," "importer," "Facebook importer," "crawler," "grabFacebook.php," "grabFacebook2.php," "importer.i2hub.com," "import system" and/or "Social Butterfly."

RESPONSE TO REQUEST NO. 54:

Responding party incorporates the general objections and the objections to definitions into this response. The search for and production of such documents and files would be overly burdensome and prohibitively expensive.

REQUEST NO. 55:

All COMMUNICATIONS or DOCUMENTS associated with, concerning, reflecting, or RELATED TO the following uniform resource locators: (a) http://dev.connectu.com/importer; (b) http://www.connectu.com/importer; (c) http://cu.pnswoft.com/import; (d) www3.pickatime.com; (e) cu.pnwsoft.com; (f) ch.pnwsoft.com; (g) www.pnwsoft.com; (h) jtphswoft.com; (i) db.pickatime.com; (j) hop.pickatime.com; (k) http://www.i2hub.com/dgucwa/face; (l) www.i2hubdgucwa/face; (m) unix15.dmbhosting.com; (n) webconnectu.com; and/or (o) wwpnwsoft.com.

RESPONSE TO REQUEST NO. 55:

Responding party incorporates the general objections and the objections to definitions into this response. In addition, Responding party objects to the Request as vague and overbroad. The phrase "RELATED TO the following uniform resource locators: (a) http://dev.connectu.com/importer; (b) http://www.connectu.com/importer; (c) http://cu.pnswoft.com/import; (d) www3.pickatime.com; (e) cu.phwsoft.com; (f) ch.phwsoft.com; (g) www.pnwsoft.com; (h) jtphswoft.com; (i) db.pickatime.com; (j) hop.pickatime.com; (k) http://www.i2hub.com/dgucwa/face; (l) www.i2hubdgucwa/face; (m) unix15.dmbhosting.com; (n) webconnectu.com; and/or (o) wwpnwsoft.com" is so broad and vague that this Request, as phrased calls for any documents with these words regardless of whether such documents concern the allegations of the Second Amended Complaint. This Request further calls for proprietary information wholly irrelevant and not calculated to lead to the discovery of admissible evidence. To perform a search so broad would require an undue amount of time and expense.

REQUEST NO. 56:

All DOCUMENTS sufficient to IDENTIFY electronic communication accounts from which YOU performed work for PACIFIC NORTHWEST SOFTWARE and/or CONNECTU. "Electronic communication accounts" means accounts used to facilitate electronic communications, including: email addresses (e.g., "mrprimate@pick_a_time.com," mrprimate@pnsoft.com, etc); instant messaging accounts offered by sites such as America On-Line, Yahoo! and ConnectU (e.g., "rmrprim8" on AOL Instant Messenger ("AIM"), etc.); registered user account names and passwords for Internet-based services, bulletin boards, chatrooms, blogs, e-mail, and world-wide-websites that permit person-to-person electronic communication (e.g. login identifier lbowman@wellesley.edu and password "Divya" for access to social networks like www.facebook.com, www.friendster.com, www.hi5.com, www.myspace.com, and www.connectu.com); and/or computer IP addresses for computers through which electronic communications were performed on behalf of PACIFIC NORTHWEST SOFTWARE and CONNECTU (e.g., personal IP address 24.22.165.122, PNS server 207.244.158.164, etc.). YOUR response should specifically IDENTIFY the relevant screen name, email address, domain name, login identifier, account name, password, and/or IP address by date of use.

RESPONSE TO REQUEST NO. 56:

Responding party incorporates the general objections and the objections to definitions into this response. In addition, Responding party objects to the Request as vague and overbroad. The Request as phrased e.g. "work for ConnectU" calls for information wholly irrelevant and not calculated to lead to the discovery of admissible evidence. This Request further calls for proprietary information. Further this Request appears to include an interrogatory. To perform a search so broad would require an undue amount of time and expense.

REQUEST NO. 57:

All COMMUNICATIONS or DOCUMENTS, concerning or RELATED TO the use of any server, including proxy server, to access FACEBOOK's server(s) or website(s), including (but not limited to) copies of ALL COMMUNICATIONS concerning or RELATED TO the use of any computer possessing or assigned the following IP addresses: 24.22.165.112; 24.34.190.94; 69.13.181.29; 192.168.0.35; 199.98.29.103; 128.227.95.113; 207.244.158.164; 207.114.225.164; 207.244.158.165; 207.244.158.34; 216.127.32.54; and/or 216.127.32.228.

RESPONSE TO REQUEST NO. 57:

Responding party incorporates the general objections and the objections to definitions into this response. In addition, Responding party objects to the Request as vague and overbroad. The phrase "RELATED TO the use of any computer possessing or assigned the following IP addresses: 24.22.165.112; 24.34.190.94; 69.13.181.29; 192.168.0.35; 199.98.29.103; 128.227.95.113; 207.244.158.164; 207.114.225.164; 207.244.158.165; 207.244.158.34; 216.127.32.54; and/or 216.127.32.228" is so broad and vague that this Request, as phrased calls for any documents in these IP addresses regardless of whether such documents concern the allegations of the Second Amended Complaint. This Request further calls for proprietary information wholly irrelevant and not calculated to lead to the discovery of admissible evidence. To perform a search so broad would require an undue amount of time and expense.

REQUEST NO. 58:

All COMMUNICATIONS or DOCUMENTS associated with, concerning, or RELATED TO any database schema or tables maintained for or on behalf of CONNECTU, including (but not limited to) the database schema or table hosted at any of the following IP addresses and called "connectu:" 24.22.165.112; 24.34.190.94; 69.13.181.29; 192.168.0.35; 199.98.29.103; 128.227.95.113; 207.244.158.164; 207.114.225.164; 207.244.158.165; 207.244.158.34; 216.127.32.54; and/or 216.127.32.228.

RESPONSE TO REQUEST NO. 58:

Responding party incorporates the general objections and the objections to definitions into this response. In addition, Responding party objects to the Request as vague and overbroad. The phrase "RELATED TO any database schema or tables maintained for or on behalf of CONNECTU" is so broad and vague that this Request, as phrased calls for any documents concerning ConnectU regardless of whether such documents concern the allegations of the Second Amended Complaint. In addition, Responding party objects to the Request as vague and overbroad. The phrase " including (but not limited to) the database schema or table hosted at any of the following IP addresses and called "connectu:" 24.22.165.112; 24.34.190.94; 69.13.181.29; 192.168.0.35; 199.98.29.103; 128.227.95.113; 207.244.158.164; 207.114.225.164; 207.244.158.165; 207.244.158.34; 216.127.32.54; and/or 216.127.32.228" is so broad and vague that this Request, as phrased calls for any documents in these IP addresses regardless of whether such documents concern the allegations of the Second Amended Complaint This Request further calls for proprietary information wholly irrelevant and not calculated to lead to the discovery of admissible evidence. To perform a search so broad would require an undue amount of time and expense.

REQUEST NO. 59:

All COMMUNICATIONS or DOCUMENTS concerning or RELATED TO the sending of emails or solicitations to join CONNECTU to any user of FACEBOOK from computers possessing or assigned the following IP addresses: 24.22.165.112; 24.34.190.94; 69.13.181.29; 192.168.0.35; 199.98.29.103; 128.227.95.113; 207.244.158.164; 207.114.225.164; 207.244.158.165; 207.244.158.34; 216.127.32.54; and/or 216.127.32.228.

RESPONSE TO REQUEST NO. 59:

Responding party incorporates the general objections and the objections to definitions into this response. In addition, Responding party objects to this Request as overbroad, in that it is not limited to the allegations contained in the Second Amended Complaint. The phrase "related to" is uncertain. The search for and production of such documents and files would be overly burdensome and prohibitively expensive.

REQUEST NO. 60:

All COMMUNICATIONS or DOCUMENTS associated with, concerning or RELATED TO the database and COMPUTER CODE stored in a "Subversion" version control system available at the following uniform resource locators: http://db/pickatime.com:900/svn/Connect, http://db.pickatime.com:900/svn/connect/ConnectU, and/or http://cu.pnwsoft.com.

RESPONSE TO REQUEST NO. 60:

Responding party incorporates the general objections and the objections to definitions into this response. In addition, Responding party objects to this Request as overbroad, in that it is not limited to the allegations contained in the Second Amended Complaint. The Request further calls for proprietary information. The search for and production of such documents and files would be overly burdensome and prohibitively expensive.

REQUEST NO. 60 [sic]:

All COMMUNICATIONS or DOCUMENTS associated with development of any COMPUTER CODE associated with, concerning, or RELATED to CONNECTU and/or FACEBOOK, in which the author is identified by the name "PICKATIME\mrprimate," "PICKATIME\mhayner," "PICKATIME\jvoss," "PICKATIME\jt," and/or "PICKATIME\ashkuropat."

RESPONSE TO REQUEST NO. 60:

Responding party incorporates the general objections and the objections to definitions into this response. In addition, Responding party objects to this Request as overbroad, in that it is not limited to the allegations contained in the Second Amended Complaint. The phrase "associated with development of any COMPUTER CODE associated with, concerning or RELATED to CONNECTU, and/or FACEBOOK, in which the author is identified by the name of "PICKATIME\mrprimate," "PICKATIME\mhayner," "PICKATIME\jvoss," "PICKATIME\jt," and/or "PICKATIME\ ashkuropat" is obtuse in that it concerns files or documents irrelevant to the allegations in the Second Amended Complaint and not likely to lead to the discovery of admissible evidence. The Request further calls for proprietary information. The search for and production of such documents and files would be overly burdensome and prohibitively expensive.

REQUEST NO. 61:

All COMMUNICATIONS or DOCUMENTS available in the mysql database "i2hub.com" associated with, concerning or RELATED TO CONNECTU, FACEBOOK, and/or FACEBOOK, Mark Zuckerberg, Cameron Winklevoss, Tyler Winklevoss, Divya Narendra, Howard Winklevoss, David Gucwa, Pacific Northwest Software, www.pickatime.com, Victor Gao, Sanjay Mavinkurve, Joseph Jackson, Winston Williams, iMarc LLC, Marc Pierrat, Nils Menton, David Tufts, Fred LeBlanc, Nick Grant, John Taves, Joel Voss, Alex Novikov, Alex Shukuropat, "PICKATIME\mrprimate," "PICKATIME\mhayer," "PICKATIME\jvoss," "PICKATIME\jt," and/or "PICKATIME\ ashkuropat.:"

RESPONSE TO REQUEST NO. 61:

Responding party incorporates the general objections and the objections to definitions into this response. In addition, Responding party objects to this Request as overbroad, in that it is not limited to the allegations contained in the Second Amended Complaint. The phrase "concerning or RELATED TO CONNECTU, FACEBOOK, Mark Zuckerberg, Cameron Winklevoss, Tyler Winklevoss, Divya Narendra, Howard Winklevoss, David Gucwa, www.pickatime.com, Victor Gao, Sanjay Mavinkurve, Joseph Jackson, Winston Williams, iMarc LLC, Marc Pierrat, Nils Menton, Dave Tufts, Fred LeBlanc, Nick Grant, John Taves, Joel Voss, Alex Novikov, Alex Shkuropat, "PICKATIME\mrprimate," "PICKATIME/mhayner," "PICKATIME\jvoss," "PICKATIME\jt," and/or "PICKATIME\ashkuropat." is obtuse in that it concerns files or documents irrelevant to the allegations in the Second Amended Complaint and not likely to lead to the discovery of admissible evidence. The Request further calls for proprietary information. The search for and production of such documents and files would be overly burdensome and prohibitively expensive.

REQUEST NO. 62:

All COMMUNICATIONS or DOCUMENTS concerning any complaints from users of the FACEBOOK website concerning the receipt of emails, SPAM, solicitations, or invitations to join the CONNECTU website.

RESPONSE TO REQUEST NO. 62:

Responding party incorporates the general objections and the objections to definitions into this response. The search for and production of such documents and files would be overly burdensome and prohibitively expensive.

REQUEST NO. 63:

All COMMUNICATIONS or DOCUMENTS concerning any complaints from users of any website, college, business, or social network concerning the receipt of emails, SPAM, solicitations, or invitations to join the CONNECTU website, including complaints from (but not limited to) users of the websites www.myspace.com, www.friendster.com, or www.hi5.com.

RESPONSE TO REQUEST NO. 63:

Responding party incorporates the general objections and the objections to definitions into this response. In addition, Responding party objects to this Request as overbroad, in that it is not limited to the allegations contained in the Second Amended Complaint. The search for and production of such documents and files would be overly burdensome and prohibitively expensive.

REQUEST NO. 64:

All COMMUNICATIONS or DOCUMENTS, including all COMPUTER CODE, concerning or RELATED TO the "ConnectU Profile Importer" referenced on the attached "Social Butterfly" document with the Bates-number PNS02096.

RESPONSE TO REQUEST NO. 64:

Responding party incorporates the general objections and the objections to definitions into this response. In addition, Responding party objects to this Request as overbroad and vague, and calling for proprietary information. This Request, as phrased calls for the production of documents and code that are already in Plaintiffs' possession. The production of code and well as related documents and files would be overly burdensome, and prohibitively expensive.

REQUEST NO. 65:

All COMMUNICATIONS or DOCUMENTS, including all COMPUTER CODE, concerning or RELATED TO the "Profile Grabber" referenced on the attached "Social Butterfly" document with the Bates-number PNS02096.

RESPONSE TO REQUEST NO. 65:

Responding party incorporates the general objections and the objections to definitions into this response. In addition, Responding party objects to this Request as overbroad and vague, and calling for proprietary information. This Request, as phrased calls for the production of documents and code that are already in Plaintiffs' possession. The production of code and well as related documents and files would be overly burdensome, and prohibitively expensive.

REQUEST NO. 66:

All COMMUNICATIONS or DOCUMENTS, including all COMPUTER CODE, concerning or RELATED TO the "Prox(ies)" referenced on the attached "Social Butterfly" document with the bates-number PNS02096.

RESPONSE TO REQUEST NO. 66:

Responding party incorporates the general objections and the objections to definitions into this response. In addition, Responding party objects to this Request as overbroad and vague, and calling for proprietary information. This Request, as phrased calls for the production of documents and code that are already in Plaintiffs' possession. The production of code and well as related documents and files would be overly burdensome, and prohibitively expensive.

REQUEST NO. 67:

All COMMUNICATIONS or DOCUMENTS, including all COMPUTER CODE, concerning or RELATED TO the "Crawler" referenced on the attached "Social Butterfly" document with the bates-number PNS02096.

RESPONSE TO REQUEST NO. 67:

Responding party incorporates the general objections and the objections to definitions into this response. In addition, Responding party objects to this Request as overbroad and vague, and calling for proprietary information. This Request, as phrased calls for the production of documents and code that are already in Plaintiffs' possession. The production of code and well as related documents and files would be overly burdensome, and prohibitively expensive.

REQUEST NO. 68:

All COMMUNICATIONS or DOCUMENTS, including all COMPUTER CODE, concerning or RELATED TO the "Friends List" referenced on the attached "Social Butterfly" document with the bates-number PNS02096.

RESPONSE TO REQUEST NO. 68:

Responding party incorporates the general objections and the objections to definitions into this response. In addition, Responding party objects to this Request as overbroad and vague, and calling for proprietary information. This Request, as phrased calls for the production of documents and code that are already in Plaintiffs' possession. The production of code and well as related documents and files would be overly burdensome, and prohibitively expensive.

REQUEST NO. 69:

All COMMUNICATIONS or DOCUMENTS, including all COMPUTER CODE, concerning or RELATED TO the "Cache" referenced on the attached "Social Butterfly" document with the bates-number PNS02096.

RESPONSE TO REQUEST NO. 69:

Responding party incorporates the general objections and the objections to definitions into this response. In addition, Responding party objects to this Request as overbroad and vague, and calling for proprietary information. This Request, as phrased calls for the production of documents and code that are already in Plaintiffs' possession. The production of code and well as related documents and files would be overly burdensome, and prohibitively expensive.

REQUEST NO. 70:

All COMMUNICATIONS or DOCUMENTS, including all COMPUTER CODE, concerning or RELATED TO the "Email Queue" referenced on the attached "Social Butterfly" document with the bates-number PNS02096.

RESPONSE TO REQUEST NO. 70:

Responding party incorporates the general objections and the objections to definitions into this response. In addition, Responding party objects to this Request as overbroad and vague, and calling for proprietary information. This Request, as phrased calls for the production of documents and code that are already in Plaintiffs' possession. The production of code and well as related documents and files would be overly burdensome, and prohibitively expensive.

REQUEST NO. 71:

All COMMUNICATIONS or DOCUMENTS, including all COMPUTER CODE, concerning or RELATED TO the "Friend Request" referenced on the attached "Social Butterfly" document with the bates-number PNS02096.

RESPONSE TO REQUEST NO. 71:

Responding party incorporates the general objections and the objections to definitions into this response. In addition, Responding party objects to this Request as overbroad and vague, and calling for proprietary information. This Request, as phrased calls for the production of documents and code that are already in Plaintiffs' possession. The production of code and well as related documents and files would be overly burdensome, and prohibitively expensive.

REQUEST NO. 72:

All COMMUNICATIONS or DOCUMENTS, including all COMPUTER CODE, concerning or RELATED TO all statements and statistics contained in YOUR attached May 10, 2005 email (CUCA02972).

RESPONSE TO REQUEST NO. 72:

Responding party incorporates the general objections and the objections to definitions into this response. In addition, Responding party objects to this Request as overbroad and vague, and calling for proprietary information. This Request, as phrased calls for the production of documents and code that are already in Plaintiffs' possession. The production of code and well as related documents and files would be overly burdensome, and prohibitively expensive.

REQUEST NO. 73:

All COMMUNICATIONS or DOCUMENTS, including all COMPUTER CODE, concerning or RELATED TO how the statistics contained in your attached May 10, 2005 email (CUCA02972) were calculated.

RESPONSE TO REQUEST NO. 73:

Responding party incorporates the general objections and the objections to definitions into this response. In addition, Responding party objects to this Request as overbroad and vague, and calling for proprietary information. This Request, as phrased calls for the production of documents and code that are already in Plaintiffs' possession. The production of code and well as related documents and files would be overly burdensome, and prohibitively expensive.

REQUEST NO. 74:

All COMMUNICATIONS or DOCUMENTS, including all COMPUTER CODE, concerning or RELATED TO the sources of all information contained in YOUR attached May 10, 2005 email (CUCA02972), including all database information used to generate the information.

RESPONSE TO REQUEST NO. 74:

Responding party incorporates the general objections and the objections to definitions into this response. In addition, Responding party objects to this Request as overbroad and vague, and calling for proprietary information. This Request, as phrased calls for the production of documents and code that are already in Plaintiffs' possession. The production of code and well as related documents and files would be overly burdensome, and prohibitively expensive.

REQUEST NO. 75:

All DOCUMENTS, contracts, insurance policies, indemnity agreements, or similar agreements associated with YOUR work on behalf of CONNECTU, Pacific Northwest Software, www.pickatime.com, i2hub, Cameron Winklevoss, Tyler Winklevoss, Divya Narendra, Howard Winklevoss, Wayne Chang, David Gucwa, Winklevoss Consultants, and/or RowAmerica LLC, to the extent YOU contend such DOCUMENT, contract, insurance policy, indemnity agreement, or similar agreement obligates CONNECTU, www.pickatime.com, i2hub, Cameron Winklevoss, Tyler Winklevoss, Divya Narendra, Howard Winklevoss, Wayne Chang, David Gucwa, Winklevoss Consultants, and/or RowAmerica LLC to pay all or part of any portions of damages, costs, or attorneys fees in any of the LAWSUITS.

RESPONSE TO REQUEST NO. 75:

Responding party incorporates the general objections and the objections to definitions into this response. In addition, Responding party objects to this Request as overbroad in that it is not limited to the allegations contained in the Second Amended Complaint. This Request also seeks documents and information in violation of the Attorney-client privilege. To the extent documents exist that are responsive to this Request, it seeks irrelevant information not calculated to lead to the discovery of admissible evidence.

REQUEST NO. 76:

All DOCUMENTS reflecting the value of any services YOU rendered on behalf of any of CONNECTU, Pacific Northwest Software, www.pickatime.com, i2hub, Cameron Winklevoss, Tyler Winklevoss, Divya Narendra, Howard Winklevoss, Wayne Chang, David Gucwa, Winklevoss Consultants, and/or RowAmerica LLC.

RESPONSE TO REQUEST NO. 76:

Responding party incorporates the general objections and the objections to definitions into this response. In addition, this Request is unintelligible regarding the phrase "documents reflecting the value of any services YOU rendered on behalf of any of CONNECTU, www.pickatime.com, i2hub, Cameron Winklevoss, Tyler Winklevoss, Divya Narendra, Howard Winklevoss, Wayne Chang, David Gucwa, Winklevoss Consultants, and/or RowAmerica LLC."

REQUEST NO. 77:

All DOCUMENTS reflecting any agreement or contract for YOU to perform services on behalf of any of CONNECTU, Pacific Northwest Software, www.pickatime.com, i2hub, Cameron Winklevoss, Tyler Winklevoss, Divya Narendra, Howard Winklevoss, David Gucwa, Winklevoss Consultants, and/or RowAmerica LLC.

RESPONSE TO REQUEST NO. 77:

Responding party incorporates the general objections and the objections to definitions into this response. This Request is overbroad in that it calls for documents that are unrelated to the allegations in the Second Amended Complaint and not calculated to lead to the discovery of admissible evidence. The Request further calls for proprietary information. The search for and production of such documents and files would be overly burdensome and prohibitively expensive.

REQUEST NO. 78:

All DOCUMENTS reflecting the dates and number of invitations sent by CONNECTU to users of FACEBOOK to join the CONNECTU website.

RESPONSE TO REQUEST NO. 78:

Responding party incorporates the general objections and the objections to definitions into this response. The search for and production of such documents and files would be overly burdensome and prohibitively expensive.

REQUEST NO. 79:

All DOCUMENTS reflecting any actual or attempted transfer, migration or integration of databases or COMPUTER CODE available at Pacific Northwest Software, iMarc, www.pickatime.com, stallscribbles.com, and/or i2hub.com with or to any server or computer maintained for or on behalf of CONNECTU.

RESPONSE TO REQUEST NO. 79:

Responding party incorporates the general objections and the objections to definitions into this response. This Request is overly broad in that it calls for documents unrelated to the allegations in the Second Amended Complaint and not calculated to lead to the discovery of admissible evidence. The Request further calls for proprietary information. The search for and production of such documents and files would be overly burdensome and prohibitively expensive.

REQUEST NO. 80:

All DOCUMENTS reflecting YOUR dates of employment at or consulting for Pacific Northwest Software.

RESPONSE TO REQUEST NO. 80:

Responding party incorporates the general objections and the objections to definitions into this response. This request is overly burdensome. It calls for documents that are irrelevant and not calculated to lead to the discovery of admissible evidence.

REQUEST NO. 81:

All DOCUMENTS reflecting YOUR dates of employment at or consulting for CONNECTU.

RESPONSE TO REQUEST NO. 81:

Responding party incorporates the general objections and the objections to definitions into this response. This request is overly burdensome. It calls for documents that are irrelevant and not calculated to lead to the discovery of admissible evidence. This request further calls for confidential information.

REQUEST NO. 82:

All DOCUMENTS reflecting YOUR dates of employment at or consulting for any entity bearing the name "Winklevoss" in its title, or associated with Howard Winklevoss.

RESPONSE TO REQUEST NO. 82:

Responding party incorporates the general objections and the objections to definitions into this response. This request is overly burdensome. It calls for documents that are irrelevant and not calculated to lead to the discovery of admissible evidence. This request further calls for confidential information.

REQUEST NO. 83:

All DOCUMENTS OR COMMUNICATIONS concerning this litigation to the extent such DOCUMENTS or COMMUNICATIONS do not evidence communications between YOU and YOUR litigation counsel after they began to represent YOU.

RESPONSE TO REQUEST NO. 83:

Responding party incorporates the general objections and the objections to definitions into this response. In addition, this Request is overly broad in that it would call for the search and production of any document with the words, "ConnectU or Facebook" or other similar words. The search for and production of such documents and files would be overly burdensome and prohibitively expensive.

REQUEST NO. 84:

All DOCUMENTS reflecting any investment, or proposed investment, by YOU in CONNECTU.

RESPONSE TO REQUEST NO. 84:

Responding party incorporates the general objections and the objections to definitions into this response. In addition, this Request is unintelligible regarding the phrase "investment or proposed investment" in ConnectU. Further this Request as overbroad in that it is not limited to the allegations contained in the Second Amended Complaint.

REQUEST NO. 85:

All DOCUMENTS reflecting any investment, or proposed investment, in CONNECTU by PERSONS other than YOU.

RESPONSE TO REQUEST NO. 85:

Responding party incorporates the general objections and the objections to definitions into this response. In addition, this Request is unintelligible regarding the phrase "investment or proposed investment" in ConnectU. Further this Request as overbroad in that it is not limited to the allegations contained in the Second Amended Complaint.

REQUEST NO. 86:

All DOCUMENTS reflecting any effort(s) or attempt(s) by YOU to promote or market the CONNECTU website.

RESPONSE TO REQUEST NO. 86:

Responding party incorporates the general objections and the objections to definitions into this response. In addition, this Request is unintelligible regarding the phrase "effort or attempt to promote or market the ConnectU website." This Request calls for documents that are irrelevant to the allegations in the Second Amended Complaint and not calculated to lead to the discovery of admissible evidence. The search for and production of such documents and files would be overly burdensome and prohibitively expensive.

REQUEST NO. 87:

All DOCUMENTS reflecting any effort(s) or attempt(s) by CONNECTU, Cameron Winklevoss, Tyler Winklevoss, Divya Narendra, Howard Winklevoss, Winklevoss Consultants, RowAmerica LLC, Victor Gao, Sanjay Mavinkurve, Joseph Jackson, David Gucwa, Joel Voss, John Taves, Wayne Chang, and/or iMarc to promote or market the CONNECTU website.

RESPONSE TO REQUEST NO. 87:

Responding party incorporates the general objections and the objections to definitions into this response. In addition, this Request is unintelligible regarding the phrase "promote or market the ConnectU website." This Request calls for documents that are irrelevant to the allegations in the Second Amended Complaint and not calculated to lead to the discovery of admissible evidence. The search for and production of such documents and files would be overly burdensome and prohibitively expensive.

REQUEST NO. 88:

All DOCUMENTS reflecting any effort(s) or attempt(s) by Pacific Northwest Software or www.pickatime.com to promote or market the CONNECTU website.

RESPONSE TO REQUEST NO. 88:

Responding party incorporates the general objections and the objections to definitions into this response. In addition, this Request is unintelligible regarding the phrase "promote or market the ConnectU website". This Request calls for documents that are irrelevant to the allegations in the Second Amended Complaint and not calculated to lead to the discovery of admissible evidence. The search for and production of such documents and files would be overly burdensome and prohibitively expensive.

REQUEST NO. 89:

An electronic image of the entire computer hard drive(s) or other computer memory devices controlled and used by YOU or any of YOUR agents, employees, assignees or consultants, to the extent that computer was used to communicate regarding or reflects the creation or development of the COMPUTER CODE, or any software reflecting the creation, development and operation of the ConnectU website, the Social Butterfly program, or the Facebook Importer program.

RESPONSE TO REQUEST NO. 89:

Responding party incorporates the general objections and the objections to definitions into this response. In addition, this Request substantially overbroad. This Request calls for the production of files and other information that is confidential. This Request calls for the production of files and other information that is irrelevant and not calculated to lead to the discovery of admissible evidence. The search for and production of such documents and files, including an electric image of all identified computer hard drives would be overly burdensome and prohibitively expensive.

REQUEST NO. 90:

All DOCUMENTS reflecting the date(s) of operation and execution of any computer program, source code or script designed to obtain for CONNECTU email addresses, profile information, course information, images, or other data from the FACEBOOK website(s).

RESPONSE TO REQUEST NO. 90:

Responding party incorporates the general objections and the objections to definitions into this response. This request is vague as to the phrase "reflecting the date(s) of operation and execution of." This Request is overly burdensome.

REQUEST NO. 91:

All DOCUMENTS reflecting, associated with, or RELATING TO any of YOUR responses to Interrogatories in this action.

RESPONSE TO REQUEST NO. 91:

Responding party incorporates the general objections and the objections to definitions into this response. This Request is overly broad. The search for and production of such documents and files would be overly burdensome and prohibitively expensive.

REQUEST NO. 92:

All DOCUMENTS reflecting, associated with, or RELATING TO the dates of operation of the programs known as "Social Butterfly," "importer." "Facebook Importer," "grabFacebook.php," "grabFacebook.2php," "social network spider" or "crawler."

RESPONSE TO REQUEST NO. 92:

Responding party incorporates the general objections and the objections to definitions into this response. In addition, this Request is unintelligible regarding the phrase "programs known as ..." The search for and production of such documents and files would be overly burdensome and prohibitively expensive.

REQUEST NO. 93:

All DOCUMENTS reflecting, associated with, or RELATED TO the deletion or overwriting by YOU, CONNECTU, Pacific Northwest Software, www.pickatime, David Gucwa, Wayne Chang, Cameron Winklevoss, Tyler Winklevoss, Divya Narendra, and/or Howard Winklevoss, of any information (including database information) concerning the identities of FACEBOOK users whose email addresses or profile information originally was obtained as a result of the operation of the programs known as "Social Butterfly," "importer," "Facebook Importer," "grabFacebook.php," "grabFacebook2.php," "social network spider" or "crawler."

RESPONSE TO REQUEST NO. 93:

Responding party incorporates the general objections and the objections to definitions into this response. In addition, this Request is unintelligible regarding the phrase "programs known as "Social Butterfly," "importer," "Facebook Importer," "grabFacebook.php," "grabFacebook2.php," "social network spider" or "crawler". Responding party objects to this Request as irrelevant and not calculated to lead to the discovery of admissible evidence. The search for and production of such documents and files would be overly burdensome and prohibitively expensive.

REQUEST NO. 94:

All DOCUMENTS reflecting, associated with or RELATED TO instructions by CONNECTU, Pacific Northwest Software, www.pickatime, David Gucwa, Wayne Chang, Cameron Winklevoss, Tyler Winklevoss, Divya Narendra, and/or Howard Winklevoss to cease operation of the programs known as "Social Butterfly," "importer," "Facebook Importer," "grabFacebook,php," "grabFacebook2.php, "social network spider" or "crawler."

RESPONSE TO REQUEST NO. 94:

Responding party incorporates the general objections and the objections to definitions into this response. In addition, this Request is unintelligible regarding the phrase "programs known as "Social Butterfly," "importer," "Facebook Importer," "grabFacebook.php," "grabFacebook2.php," "social network spider" or "crawler". Responding party objects to this Request as irrelevant and not calculated to lead to the discovery of admissible evidence. The search for and production of such documents and files would be overly burdensome and prohibitively expensive.

REQUEST NO. 95:

All DOCUMENTS reflecting, associated with or RELATED TO any FACEBOOK ID table created to store the identities of Facebook users whose profile or other information were imported by YOU, CONNECTU, Pacific Northwest Software, www.pickatime, David Gucwa, Wayne Chang, Cameron Winklevoss, Tyler Winklevoss, Divya Narendra, and/or Howard Winklevoss.

RESPONSE TO REQUEST NO. 95:

Responding party incorporates the general objections and the objections to definitions into this response. In addition, this Request is unintelligible regarding the phrase "RELATED TO any FACEBOOK ID table". Responding party objects to this Request as overbroad in that it is not limited to the allegations contained in the Second Amended Complaint. The search for and production of such documents and files would be overly burdensome and prohibitively expensive.

REQUEST NO. 96:

All DOCUMENTS reflecting, associated with or RELATED TO any table called or referred to as "facebook_id table" by YOU, CONNECTU, Pacific Northwest Software, www.pickatime, David Gucwa, Wayne Chang, Cameron Winklevoss, Tyler Winklevoss, Divya Narendra, and/or Howard Winklevoss.

RESPONSE TO REQUEST NO. 96:

Responding party incorporates the general objections and the objections to definitions into this response. In addition, this Request is unintelligible regarding the phrase " facebook_id table". Responding party objects to this Request as overbroad in that it is not limited to the allegations contained in the Second Amended Complaint. The search for and production of such documents and files would be overly burdensome and prohibitively expensive.

REQUEST NO. 97:

One executable copy of each version of COMPUTER CODE developed by YOU, CONNECTU, Pacific Northwest Software, Howard Winklevoss, Winklevoss Consultants, Winklevoss, Inc., Cameron Winklevoss, Tyler Winklevoss, Divya Narendra, Wayne Chang, Joel Voss, Mike Hayner, John Taves, and/or David Gucwa, which COMPUTER CODE contains the programs known as "Social Butterfly," "importer," "Facebook Importer," "grabfacebook.php," "grabFacegook2.php," "social network spider" or "crawler."

RESPONSE TO REQUEST NO. 97:

Responding party incorporates the general objections and the objections to definitions into this response. In addition, this Request is unintelligible regarding the phrase "programs known as "Social Butterfly," "importer," "Facebook Importer," "grabFacebook.php," "grabFacebook2.php," "social network spider" or "crawler". Responding party objects to this Request as irrelevant and not calculated to lead to the discovery of admissible evidence. This Request, as phrased calls for the production of all code, regardless of whether it is relevant to the allegations against Responding party in the Second Amended Complaint. Moreover, Responding party objects to this Request as duplicative to the extent that Requesting party already has relevant code in its possessions. This Request is overly burdensome, and literal compliance with it would be prohibitively expensive.

REQUEST NO. 98:

All DOCUMENTS regarding services, including hosting services, provided to YOU by Pick-A-Time.

RESPONSE TO REQUEST NO. 98:

Responding party incorporates the general objections and the objections to definitions into this response. The phrase "regarding services, including hosting services, provided to YOU by Pick-A-Time." is overbroad in that it calls for documents and communications that are irrelevant to the allegations in the second amended complaint and not calculated to lead to the discovery of admissible evidence. As such, to perform a search so broad would require an undue amount of time and expense. This request calls for confidential information.

REQUEST NO. 99:

DOCUMENTS sufficient to identify any web hosting company or data center through which YOU, Pacific Northwest Software, Pick-a-Time, CONNECTU, or i2Hub stored COMPUTER CODE.

RESPONSE TO REQUEST NO. 99:

Responding party incorporates the general objections and the objections to definitions into this response. This Request is substantially overbroad, calling for irrelevant information not calculated to lead to the discovery of admissible evidence. The Request further calls for proprietary information. The search for and production of such documents and files would be overly burdensome and prohibitively expensive.

As to objections.

Dated: December 26, 2007

FINNEGAN, HENDERSON, FARABOW, GARRETT & DUNNER, L.L.P.

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UNITED STATES DISTRICT COURT

NORTHERN DISTRICT OF CALIFORNIA

SAN JOSE DIVISION

FACEBOOK, INC., and MARK ZUCKERMAN, Plaintiffs, v. CONNECTU LLC, (now known as CONNECTU INC.), CAMERON WINKLEVOSS, TYLER WINKLEVOSS, DIVYA NARENDA, PACIFIC NORTHWEST SOFTWARE, INC., WINSTON WILLIAMS, WAYNE CHANG, DAVID GUCWA AND DOES 1-25, Defendants.	CASE NO. 5:07-CV-01389-RS **CERTIFICATE OF SERVICE**

CERTIFICATE OF SERVICE

I am a citizen of the United States, over the age of 18 years, and not a party to this action. My place of employment and business address is Finnegan, Henderson, Farabow, Garrett, & Dunner, L.L.P., 3300 Hillview Avenue, Palo Alto, California 94304. On December 26, 2007, I caused a copy of the following documents to be served:

- **DEFENDANT WINSTON WILLIAMS'S RESPONSES TO PLAINTIFF FACEBOOK INC.'S FIRST SET OF REQUESTS FOR PRODUCTION OF DOCUMENTS (NOS. 1-99)**
- **DEFENDANT PACIFIC NORTHWEST SOFTWARE, INC'S RESPONSES TO PLAINTIFF FACEBOOK INC.'S FIRST SET OF REQUESTS FOR PRODUCTION OF DOCUMENTS (NOS. 1-96)**

on all parties as follows:

Attorneys for Plaintiff Theresa Sutton, Esq. ORRICK, HERRINGTON & SUTCLIFFE LLP 1000 Marsh Road Menlo Park, CA 94025 Telephone: 650.614.7400 Facsimile: 650.614.7401	☒ Via First Class Mail ☐ Via Hand Delivery ☐ Via Overnight Courier ☐ Via Facsimile ☐ Via Email

I am readily familiar with my firm's practice for collection, processing correspondence, and sending documents via email in the ordinary course of business. I sent said document on December 26, 2007, consistent with ordinary business practice.

I declare under penalty of perjury under the laws of the United States that the foregoing is true and correct. Executed on December 26, 2007, at Palo Alto, California.

Lissette Vazquez